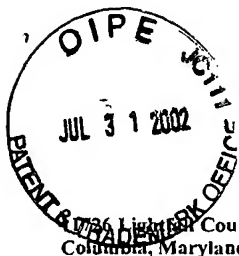


MB



**The Law Offices of  
Valerie E. Looper**

FAX RECEIVED

JUL 31 2002

GROUP 1600

(410) 715 5771 phone  
(410) 715-5773 fax  
alexanderlooper@mac.com

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FACSIMILE TRANSMISSION COVER PAGE

TO: Group 1633

FROM: Valerie E. Looper

RE:

FAX NO: 308-4242 off; 8742, non-off PHONE NO: (703) 305-0120

DATE: July 30, 2002

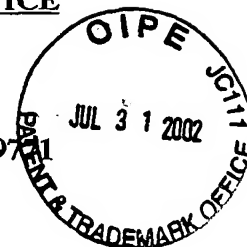
TOTAL PAGES (EXCLUDING COVER): 16

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**NOTE:** This facsimile is intended solely for the review of the above specified person or entity. It contains privileged and confidential information, and may represent attorney-client or attorney work product material. If the reader of this facsimile is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this facsimile by you or any other person or entity is strictly prohibited. If you have received this communication in error, please notify this office immediately by telephone, and return the original to us via the U.S. Postal service. Thank you.

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : July 30, 2002  
LISZIEWICZ, et al. : Atty Docket No. RGT 97-01  
Serial No. 10/081,922, Divisional : Group 1633  
application of 09/153,198  
Filed: February 2, 2002 : Examiner: Wilson



**For: Method of Delivering Genes into Antigen  
Presenting Cells of the Skin**

Commissioner for Patents  
And Trademarks  
Washington, D.C. 20231

Fax: (703)-308-4242 Phone (703) 308-0120<sup>1</sup>

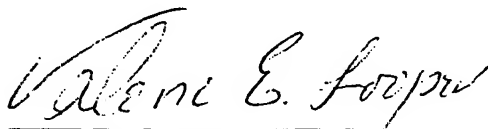
**Response to Notice of Missing Parts**

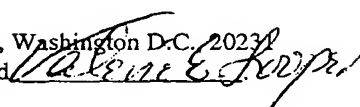
Enclosed is a response to the Notice of Missing Parts mailed April 23, 2002. The due date for response is extended by the enclosed petition and fee two months to August 23, 2002.

The Commissioner is authorized to charge any additional fees due, or credit any excess paid, to Deposit Account No. 500855. Two copies of this sheet are enclosed.

The Notice was issued in error. As explained by the enclosed letter and its attachments, the filing fee was paid via authorization to charge the account. I have verified that the account was charged an application fee for this case, as of March 21, 2002. Further, this is a divisional application, and, pursuant to 37 CFR 1.63 a copy of the executed Oath as filed in the parent application was enclosed with the application. A copy of the Oath, the acknowledgement of receipt card, and the Notice, are all enclosed.

Respectfully Submitted,

  
Valerie E. Looper

<sup>1</sup> This paper is being forwarded to the Commissioner for Patents and Trademarks, Washington D.C. 20231 by fax in care of the patent analyst on July 30, 2002 by Valerie E. Looper, signed 



---

**RECEIVED IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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The stamp below indicates the date of receipt of

1. Patent Application, specification (29 pages, including Abstract and Claims 1-22)
2. Preliminary Amendment, with clean copy of Claims
3. Transmittal Form
4. Authorization to charge Deposit Account
5. Certificate of Mailing by Express Mail Label EG636908054US on 21 February, 2002
6. Copies of papers from parent application
  - Oath and Declaration
  - Verified Statements of Small Entity Status (2 forms)
  - PTO forms 1449 and 892
7. New form 1449, and copy of USPN 5,916,803

all in a new DIVISIONAL APPLICATION based on USSN 09/153,198 Compositions for Delivering Genes into Antigen Presenting Cells of the Skin, filed 15 September 1998  
Atty Docket No. RGT 9771

J1000 U.S. PTO  
10/081922  
02/21/02

The Law Offices of  
**VALERIE E. LOOPER**  
Patent Attorney

Mailing Address:  
11726 Lightfall Court  
Columbia, MD, 21044



Phone: 410- 715-5771  
Facsimile: 410-715-5773  
E-mail: alexanderlooper@home.com

February 21, 2002

Formalities Clerk  
USPTO  
Crystal Mall 1  
1911 South Clark Place  
Arlington, Virginia 22202

**Re: DIVISION of USSN 09/153,198 'Method of Delivering Genes into Antigen Presenting Cells' filed 15 September 1998 by Lisiewicz & Lori, Atty Docket No. RGT 9771**

Dear Ms. Johnson:

Enclosed is a copy of the Utility Patent Application Transmittal for the referenced divisional application, which was filed today by Express Mail. It is being forwarded to your attention by fax because the last page, which included the fee calculation and authorization to charge the deposit account, is not present in my file copy. This copy is being transmitted to you by fax on the same day as the Express Mail package to be certain that the fee is paid as of February 21, 2002.

If you have any questions or concerns about this matter, do not hesitate to call me.

Best Regards,

*Valerie E. Looper*  
Valerie E. Looper

Express Mail Label No. EG636908054

# UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

Docket No.  
RGT 9771

Total Pages in this Submission

Only for new nonprovisional applications under 37 CFR 1.53(b))

## TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application  
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

Method of Delivering Genes into Antigen Presenting Cells of the Skin

and invented by:

Julianna Lisziewicz and Franco Lori

If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/153,198

Which is a:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 60/058,933

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Enclosed are:

### Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 29 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

# UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
RGT 9771

Total Pages in this Submission

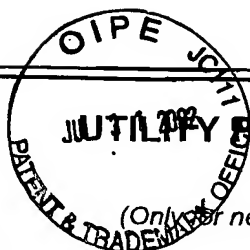
## Application Elements (Continued)

3. ☒ Drawing(s) (when necessary as prescribed by 35 USC 113)
- a. ☒ Formal Number of Sheets 7
- b. ☐ Informal Number of Sheets \_\_\_\_\_
4. ☒ Oath or Declaration
- a. ☐ Newly executed (original or copy) ☐ Unexecuted
- b. ☒ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)
- c. ☒ With Power of Attorney ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference (usable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. ☐ Application Data Sheet (See 37 CFR 1.76)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included)
- a. ☐ Computer Readable Form (CFR)
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statement(s) Verifying Identical Paper and Computer Readable Copy



## Accompanying Application Parts

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(B) Statement (when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement/PTO-1449 ☒ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Certificate of Mailing
- ☐ First Class ☐ Express Mail (Specify Label No.): EG636908054

**UTILITY PATENT APPLICATION TRANSMITTAL  
(Small Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.  
RGT 9771

Total Pages in this Submission

**Accompanying Application Parts (Continued)**

17. Applicant claims small entity status. See 37 CFR 1.27.

☒ (Optional) Small Entity Statement(s) - Specify Number of Statements Submitted: 317. ☒ Additional Enclosures (please identify below):

PTO 1449 and 892 from parent application

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

18. ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

**Warning**

*An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.*

# UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
RGT 9771

Total Pages in this Submission



## Fee Calculation and Transmittal

### CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	18	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	1	- 3 =	0	x \$42.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$370.00
OTHER FEE (specify purpose) _____					\$0.00
TOTAL FILING FEE					\$370.00

- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0855 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Charge the amount of \$370.00 as filing fee.
  - ☒ Credit any overpayment.
  - ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
  - ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: 21 February 2002

*Valerie E. Looper*  
Signature  
Valerie E. Looper  
Reg. No. 33,007

cc: